

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

TRUSTEES of the CHICAGO REGIONAL)	
COUNCIL OF CARPENTERS PENSION FUND,)	
CHICAGO REGIONAL COUNCIL OF)	
CARPENTERS WELFARE FUND, and CHICAGO)	
REGIONAL COUNCIL OF CARPENTERS)	CASE NO. 08-C-2726
APPRENTICE & TRAINEE PROGRAM FUND,)	
)	JUDGE DENLOW
Plaintiffs,)	
)	
v.)	
)	
SOLIS CONSTRUCTION, INC.,)	
)	
Defendant.)	

MOTION FOR DEFAULT JUDGMENT

Plaintiffs, by its attorney, David P. Lichtman, move this Honorable Court to enter Judgment by Default according to Fed. R. Civ. P. 55 for Defendant's failure to appear, answer or otherwise plead. Further, in support of this Motion the Plaintiffs state:

1. Plaintiffs filed their complaint on May 12, 2008 and the summons and complaint were served on the Illinois Secretary of State on June 3, 2008 after being unsuccessful in finding the registered agent, Ivan Solis, at the registered office. The affidavit of compliance for service on the secretary of state was thereafter sent by certified mail to the registered agent on June 13, 2008. **(Exhibit A, Affidavit of Service)**

2. The Defendant has failed to appear, answer or otherwise plead within the time allowed by the Fed. R. Civ. P.

3. At all times relevant to this action, the Defendant has been bound by the provisions of a Collective Bargaining Agreement and the Trust Agreements which created the Trust Funds. Pursuant to the provisions of the Trust Agreements and the Collective Bargaining Agreement, the Defendant is required to submit monthly reports to the Trust Funds which list the number of hours worked by the Defendant's employees and to pay the ERISA contributions based on those hours.

4. The Defendant submitted the monthly contribution reports but failed to submit the

ERISA contributions shown to be owed in the amount of \$ 22,341.00 for the months of February 2008 through April 2008. The Defendant also failed to remit the union dues it withheld from the employees' wages. The amount of dues withheld is \$ 1,599.85 for the period February 2008 through April 2008. **(Exhibit B Affidavit of James Rosemeyer)**

5. The Defendant owes interest on the unpaid ERISA contributions in the amount of \$ 301.08 pursuant to the Trust Agreements and 29 U.S.C. §1132(g)(2)(B). **(Exhibit B)**

6. The Defendant owes liquidated damages on the unpaid ERISA contributions in the amount of \$ 1,455.06 for the period February 2008 through April 2008 to the present pursuant to the Collective Bargaining Agreements, the Trust Agreements and 29 U.S.C. §1132(g)(2)(C)(iii). **(Exhibit B)**

7. The Defendant owes the sum of \$ 1,557.50 for necessary and reasonable attorney fees and costs of \$ 365.49 which are collectible under the terms of the Collective Bargaining Agreement, the Trust Agreements and 29 U.S.C. §1132(g)(2)(D). **(Exhibit C Affidavit of David P. Lichtman)**

WHEREFORE, Plaintiffs pray that their motion for judgment by default be granted in the amount of \$ **27,619.98** and that, within ten days, the Defendant be ordered to produce reports and contributions for the period February 2008 through April 2008.

Respectively submitted,

/s/ David P. Lichtman
Attorney for the Plaintiffs

David P. Lichtman
Attorney No. 6290051
Whitfield McGann & Ketterman
111 E. Wacker Drive
Suite 2600
Chicago, IL 60601
(312) 251-9700 Fax (312) 251-9701

EXHIBIT A

Form BCA-5.25 (Rev. Jan. 2003)	AFFIDAVIT OF COMPLIANCE FOR SERVICE ON SECRETARY OF STATE UNDER THE BUSINESS CORPORATION ACT	File # <u>5811-1074</u>
Jesse White Secretary of State Department of Business Services Springfield, IL 62756 217-524-6748 www.cyberdriveillinois.com	This space for use by Secretary of State. <div style="font-size: 2em; font-weight: bold; margin: 10px 0;">FILED</div> <div style="font-size: 1.2em; font-weight: bold; margin: 5px 0;">JUN 09 2008</div> <div style="font-weight: bold; margin: 5px 0;">JESSE WHITE</div> <div style="font-weight: bold; margin: 5px 0;">SECRETARY OF STATE</div>	<div style="border: 1px solid black; padding: 5px; text-align: center; font-weight: bold; margin-bottom: 10px;">SUBMIT IN DUPLICATE</div> Date: _____ Filing Fee: \$10 Approved: <u>Bon</u>
Remit payment in check or money order payable to Secretary of State.		

1. Title and Number of Case:

Trustees of the Chicago Regional Council	first named plaintiff	Number <u>08 C 2726</u>
SOLIS CONSTRUCTION, INC.	first named defendant	

2. Name of corporation being served: SOLIS CONSTRUCTION, INC.
3. Title of court in which an action, suit or proceeding has been commenced: U.S. District Court
4. Title of instrument being served: Summons and Complaint
5. Basis for service on the Secretary of State: (check and complete appropriate box)
 - a. ☒ The corporation's registered agent cannot with reasonable diligence be found at the registered office of record in Illinois.
 - b. ☐ The corporation has failed to appoint and maintain a registered agent in Illinois.
 - c. ☐ The corporation was dissolved on _____, _____; the conditions of paragraphs (a) or (b) above exist; and the action, suit or proceeding has been instituted against or has affected the corporation within five (5) years thereafter.
 - d. ☐ The corporation's authority to transact business in Illinois has been withdrawn/revoked (circle one) on _____, _____.
 - e. ☐ The corporation is a foreign corporation that has transacted business in Illinois without procuring authority, contrary to the provisions of the Business Corporation Act of 1983.
6. Address to which the undersigned will cause a copy of the attached process, notice or demand to be sent by certified or registered mail: Ivan Solis, Registered Agent, 6944 S. Kedvale Ave. Chicago, IL 60629

7. The undersigned affirms, under penalties of perjury, that the facts stated herein are true, correct and complete.

<u>David P. Lichtman</u> Signature of Affiant	<u>June 3</u> Month & Day	<u>2008</u> Year
<u>(312)</u>	<u>251-9700</u> Telephone Number	

Return to (please type or print clearly):

David P. Lichtman	Name
111 E. Wacker Dr., Suite 2600	Street
Chicago, IL 60601	ZIP
City/Town	State

7006 0100 0002 6180 2957

U.S. Postal Service™

CERTIFIED MAIL™ RECEIPT*(Domestic Mail Only; No Insurance Coverage Provided)*For delivery information visit our website at www.usps.com**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

N7668

Postmark
Here

6/13/08

Total Pos

Sent To

Street, Apt.
or PO Box
City, State,

Solis Construction, Inc.
c/o Ivan Solis, Registered Agent
6944 S. Kedvale Ave.
Chicago, IL 60629

PS Form 3800, June 2002

See Reverse for Instructions

ClientCaseID: N7668 DPL
Law Firm ID: WHITFIEL



CaseReturnDate: 6/12/08

Affidavit of SPECIAL PROCESS SERVER

UNITED STATES DISTRICT COURT

Case Number **08CV2726**

I, JOANNE STOKLASA

FIRST DULY SWORN ON OATH STATES THAT I AM OVER 18 YEARS OF AGE AND NOT A PARTY TO THIS SUIT AND IS A REGISTERED EMPLOYEE OF ILLINOIS DEPARTMENT OF PROFESSIONAL REGULATION PRIVATE DETECTIVE AGENCY #117-001292 STERN PROCESS & INVESTIGATION LLC 205 W. RANDOLPH ST. #1210 CHICAGO IL 60606

NON-SERVICE

DEFENDANT NAME SOLIS CONSTRUCTION, INC.

I HAVE ATTEMPTED TO SERVE SUMMONS AND COMPLAINT

AT THE LOCATION 6944 S. KEDVALE AVE

CHICAGO, IL, 60629

BEING A SINGLE FAMILY HOME

ON THE DEFENDANT ON THIS CAUSE AND HAVE BEEN UNABLE TO SERVE BECAUSE:

ATTEMPTS MADE: 5-24-08 @ 735AM - NO ANSWER. 5-25-08 @ 1145AM - NO ANSWER AND THE DEFENDANTS NAME IS ON MAIL. 5-26-08 @ 10AM - NO ANSWER. 5-31-08 @ 905PM - LIGHTS ON THROUGHOUT HOUSE BUT THERE IS NO ANSWER. 6-1-08 @ 845AM - NO ANSWER. ON 5/26 A NEIGHBOR AT 6940 S. KEDVALE (A 5'8" 38 YEAR OLD WHITE MALE WITH BLACK HAIR AND A MEDIUM BUILD) CLAIMED THE DEFENDANT DOES RESIDE HERE, BUT THAT HE WAS NOT SURE WHEN THE DEFENDANT WOULD BE HOME. I BELIEVE THE DEFENDANT IS MOST LIKELY AVOIDING SERVICE. UNABLE TO SERVE.

Date Of Last Attempt 6/1/08

Time 8:45 AM


JOANNE STOKLASA

6/4/2008

SPECIAL PROCESS SERVER
P.E.R.C. #129-163798

Under penalties of perjury as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statement are true and correct, except as to matters therein stated to be on information and belief and such matters the undersigned certifies as aforesaid that he/she verily believes same to be true.

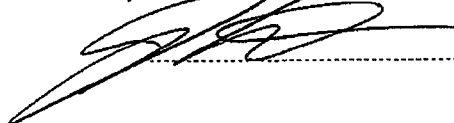


EXHIBIT B

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

TRUSTEES of the CHICAGO REGIONAL
COUNCIL OF CARPENTERS PENSION FUND,
CHICAGO REGIONAL COUNCIL OF
CARPENTERS WELFARE FUND, and CHICAGO
REGIONAL COUNCIL OF CARPENTERS
APPRENTICE & TRAINEE PROGRAM FUND,

Plaintiffs,

v.

SOLIS CONSTRUCTION, INC.,

Defendant.

CASE NO. 08-C-2726

JUDGE DENLOW

DECLARATION OF JAMES ROSEMEYER

Pursuant to 28 U.S.C. § 1746, I, James Rosemeyer, do declare under penalty of perjury that the following is true and correct:

1. I am the Manager of the Employer Contributions Department for the Chicago Regional Council of Carpenters Pension Fund and the Chicago Regional Council of Carpenters Welfare Fund (collectively, the "Trust Funds"), and in such capacity I am authorized to make this Declaration on behalf of the Trust Funds.

2. The Defendant executed an Agreement with the Chicago Regional Council of Carpenters ("Union") whereby it agreed to be bound by the provisions of a Collective Bargaining Agreement and to all Collective Bargaining Agreements subsequently negotiated.

3. Pursuant to the provisions of the Agreement and the Collective Bargaining Agreements, the Defendant agreed to be bound by the provisions of the Agreements and Declarations of Trust, which created the Plaintiffs' Trust Funds.

4. Pursuant to the provisions of the Collective Bargaining Agreements and Trust Agreements, the Defendant is required to submit monthly reports, which list the number of hours worked by its carpenter employees, and the Defendant is required to pay contributions based upon the hours listed.

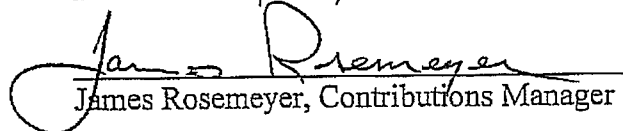
5. The Defendant submitted the contribution reports for the period February 2008 through April 2008 but did not pay the contributions. The reports show that \$ 22,341.00 is owed in ERISA contributions. The Defendant also failed to remit the union dues it withheld from the employees' wages. The amount of dues withheld is \$ 1,599.85 for the period February 2008 through April 2008.

6. Because of its failure to pay contributions in a timely manner, the Trust Agreement and Collective Bargaining Agreement mandate the assessment of liquidated damages. The liquidated damages calculation was based on the rate set forth in the controlling Trust Agreements, which is 1.5% compounded per month. The amount of liquidated damages owed is \$ 1,455.06 for the period February 2008 through April 2008.

7. The interest calculation is based on the ERISA Section awarding such interest, 29 U.S.C. § 1132(g)(2) and because the relevant Trust Agreements do not specify the rate of interest, the calculations were done pursuant to Section 6621 of the Internal Revenue Code. The amount of interest owed is \$ 301.08.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Declaration is true and correct.

Date: July 10, 2008


James Rosemeyer, Contributions Manager

7/3/2008

Solis Construction, Inc.
6944 S Kedvale Ave.
Chicago, IL 60629

Account #23892

<u>Contributions</u>	<u>Liquidated Damages</u>	<u>Interest</u>	<u>Dues</u>
Feb-08 \$10,032.00	\$775.31	\$176.04	\$697.99
Mar-08 \$7,491.00	\$459.67	\$90.62	\$522.09
Apr-08 <u>\$4,818.00</u>	<u>\$220.08</u>	<u>\$34.42</u>	<u>\$379.77</u>
totals: \$22,341.00	\$1,455.06	\$301.08	\$1,599.85

SEE INSTRUCTIONS ON REVERSE

☐ CHANGE OF ADDRESS☐ SEND MORE FORMS

ESS NO Check
S
791551

Con Pen	6.910
Appren.	.490
INTL FND	.060
LAB MGMT	.020
MIAF	.040
*Safety	.010
*CISCO	.010

DUE BY 4/15/2008 *CISCO

HOURS PAID IN EXCESS OF 175 HR. CAP WILL NOT BE
REFUNDED

*NOT APPLICABLE FOR WORK PERFORMED UNDER THE RESIDENTIAL AGREEMENT

DUES CHECKOFF IS CURRENTLY 3 % OF EACH
EMPLOYEES MONTHLY GROSS WAGES

Solis Construction Inc
6944 S Kedvale Ave
Chicago IL 60629-5751

MUST BE SHOWN: WATCH SPELLING PLEASE PRINT

Month of MARCH 2008

[illegible]

REPORT DUE ON OR BEFORE THE 15TH OF
THE MONTH; LATE PAYMENTS WILL BE
CHARGED 7.5% PER MONTH, COMPOUNDED
AS LIQUIDATED DAMAGES

AN "X" INDICATES THE REGIONAL COUNCIL HAS A DUES CHECKOFF AUTHORIZATION FORM ON FILE

We certify the above is a true and complete report of actual hours worked by foremen, journeymen, and apprentice carpenters, and does NOT include hours worked by any self-employed persons, partners or proprietors of the firm. We hereby agree to be bound by and ratify, confirm, and adopt all of the provisions of the Area Collective Bargaining Agreement and the Agreements and Declarations of Trust under which the Chicago Regional Council of Carpenters' Fringe Benefits Funds are maintained. We agree to keep and maintain contemporaneous time records reporting the hours being reported herein.

Total this month

(1) Amount due at \$ 16.500 per hour

+ (2) Total dues withheld

= Subtotal

Prior Balance Due or (Cr. Available)

Grand Total

(A)

AUTHORIZED
SIGNATURE

TITLE

**SUBMIT ONE CHECK FOR THE
GRAND TOTAL & MAKE
PAYABLE TO:
CHICAGO
CARPENTERS TRUST FUNDS
P.O. BOX 94432
CHICAGO, IL 60690**

PRESIDENT

REPORT
MUST BE
SIGNED!

BY:

SEE INSTRUCTIONS ON REVERSE

☐ NO EMPLOYEES THIS MONTH☐ CHANGE OF ADDRESS☐ CHANGE OF NAME☐ SEND MORE FORMS

DUE BY 5/15/2008

HOURS PAID IN EXCESS OF 175 HR. CAP WILL NOT BE
REFUNDED

*NOT APPLICABLE FOR WORK PERFORMED UNDER THE
RESIDENTIAL AGREEMENT

DUES CHECKOFF IS CURRENTLY 3 % OF EACH
EMPLOYEES MONTHLY GROSS WAGES

Solis Construction Inc
6944 S Kedvale Ave
Chicago IL 60629-5751

MUST BE SHOWN! WATCH SPELLING! PLEASE PRINT

Month of APRIL 2008

Social Security Number	Carpenter's Name	Local & Class	X	Total Actual Hours Worked	Benefit Hours (1)	Gross Wages	Dues Withheld (2)
U21848031	CALDERON LUIS	10-JNYK		Ø	Ø	Ø	Ø
XXX-XX-9161	GONZALEZ VICTOR	-		Ø	Ø	Ø	Ø
U41848352	OROZCO MARIO	10-UNKK		Ø	Ø	Ø	Ø
U32548939	SOLIS ALLENDE	10-JNYK		60	60	2,386.20	71.59
U73522827	SOLIS IVAN	10-O/SX		200 / 160	160	7,554.00	226.60
U62549582	SOLIS JUAN	10-JNYK		72	72	2,719.44	81.58
				292 332	292	\$12,659.64	\$379.77

Total this month

COPY

REPORT DUE ON OR BEFORE THE 15TH OF

REPORT DUE ON OR BEFORE THE 15TH OF
THE MONTH. LATE PAYMENTS WILL BE
CHARGED 1.5% PER MONTH, COMPOUNDED
AS LIQUIDATED DAMAGES

Total this month

(1) Amount due at \$ 16,500 per hour

+ (2) Total dues withheld

= Subtotal

Prior Balance Due or (Cr. Available)

Grand Total

AN "X" INDICATES THE REGIONAL COUNCIL HAS A DUES
CHECKOFF AUTHORIZATION FORM ON FILE

We certify the above is a true and complete report of actual hours worked by foremen, journeymen, and apprentice carpenters, and does NOT include hours worked by any self-employed persons, partners or proprietors of the firm. We hereby agree to be bound by and fully confirm and adopt all of the provisions of the Area Collective Bargaining Agreement and the Agreements and Declarations of Trust under which the Chicago Regional Council of Carpenters Fringe Benefit Funds are maintained. We agree to keep and maintain contemporaneous time records reporting the hours being reported herein.

**SUBMIT ONE CHECK FOR THE
GRAND TOTAL & MAKE
PAYABLE TO:
CHICAGO
CARPENTERS TRUST FUNDS
P.O. BOX 94432
CHICAGO, IL 60690**

PRESIDENT

MUST BE
SIGNED

AUTHORIZED
SIGNATURE

TITLE

PRESIDENT

Con Pen	6.910
Appren.	.490
INTL FND	.060
LAB MGMT	.020
MIAF	.040
*Safety	.010
*CISCO	.010

☐ NO EMPLOYEES THIS MONTH ☐ CHANGE OF ADDRESS

☐ CHANGE OF NAME ☐ SEND MORE FORMS

DUE BY 3/15/2008 *CISCO

HOURS PAID IN EXCESS OF 175 HR. CAP WILL NOT BE
REFUNDED

*NOT APPLICABLE FOR WORK PERFORMED UNDER THE
RESIDENTIAL AGREEMENT

DUES CHECKOFF IS CURRENTLY 3 % OF EACH
EMPLOYEES MONTHLY GROSS WAGES

Solis Construction Inc
6944 S Kedvale Ave
Chicago IL 60629-5751

FEBRUARY 2008

Month of _____

[illegible]

REPORT DUE ON OR BEFORE THE 15TH OF
THE MONTH. LATE PAYMENTS WILL BE
CHARGED 1.5% PER MONTH, COMPOUNDED
AS LIQUIDATED DAMAGES!

Total this month . .

(1) Amount due at \$ 16.500 per hour

∴ + (2) Total dues withheld

= Subtotal

Prior Balance Due or (Cr. Available)

Grand Total

AN "X" INDICATES THE REGIONAL COUNCIL HAS A DUES CHECKOFF AUTHORIZATION FORM ON FILE

We certify the above is a true and complete report of actual hours worked by foremen, journeymen, and apprentice carpenters, and does NOT include hours worked by any self-employed persons, partners or proprietors of the firm. We hereby agree to be bound by and ratify, confirm, and adopt all of the provisions of the Area Collective Bargaining Agreement and the Agreements and Declarations of Trust under which the Chicago Regional Council of Carpenters - Inge-Benefit Funds are maintained. We agree to keep and maintain contemporaneous time records reporting the hours being reported herein.

**SUBMIT ONE CHECK FOR THE
GRAND TOTAL & MAKE
PAYABLE TO:
CHICAGO
CARPENTERS TRUST FUNDS
P.O. BOX 94432
CHICAGO, IL 60690**

PRESIDENT

JUN 02 2000

REPORT
MUST BE
SIGNED

AUTHORIZED
SIGNATURE

TITLE

PRESIDENT

EXHIBIT C

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

TRUSTEES of the CHICAGO REGIONAL
COUNCIL OF CARPENTERS PENSION FUND,
CHICAGO REGIONAL COUNCIL OF
CARPENTERS WELFARE FUND, and CHICAGO
REGIONAL COUNCIL OF CARPENTERS
APPRENTICE & TRAINEE PROGRAM FUND,

Plaintiffs,

v.

SOLIS CONSTRUCTION, INC.,

Defendant.

CASE NO. 08-C-2726

JUDGE DENLOW

DECLARATION OF DAVID P. LICHTMAN

Pursuant to 28 U.S.C. § 1746, I, David P. Lichtman, do declare under penalty of perjury that the following is true and correct:

1. I am an associate in the law firm of Whitfield McGann & Ketterman and one of the attorneys for Plaintiffs in the above captioned matter. I am licensed to practice law in the State of Illinois and for the United States District Court for the Northern District of Illinois. I make this Declaration in support of Plaintiffs' Motion for Default Judgment.

2. I have personal knowledge of the facts stated herein and am competent to give testimony as recited herein and from my own personal knowledge.

3. The Collective Bargaining Agreement and the Trust Agreements under which this action is based provide for the payment of liquidated damages, audit fees and attorneys' fees and costs incurred for failure of a signatory contractor to pay contributions in accordance with those Agreements.

4. I, David P. Lichtman, have devoted 8.9 hours in connection with the above-captioned case at the rate of \$175.00 per hour. My total billings are \$ 1,557.50.

5. In addition, the filing fee was \$350.00 and the fees for service of process were an additional \$55.00. These costs total \$ 365.49.

6. I certify that the attached detailed attorney fees and costs totaling \$ 1,922.99 were necessary and reasonable.

7. Notice of this Motion for Default was given to Defendant by mailing a copy of the same to Solis Construction, Inc., c/o Registered Agent Ivan Solis at 6944 S. Kedvale Ave., Chicago, IL 60629.

Dated: July 10, 2008

/s/ David P. Lichtman
David P. Lichtman

Attorney for the Plaintiffs
Whitfield McGann & Ketterman
111 E. Wacker Drive
Suite 2600
Chicago, IL 60601
(312) 251-9700, Fax (312) 251-9701
dlichtman@whitfield-mcgann.com
Attorney No. 6290051

7/10/2008
9:33 AMWHITFIELD, McGANN & KETTERMAN
Slip Listing

Page 1

Selection Criteria

Slip.Date Earliest - 7/10/2008
Case (hand select) Include: CTF-C./N7668/23892
Slip.Classification Open
Case (hand select) Include: CTF-C./N7668/23892

Rate Info - identifies rate source and level

Slip ID	Dates and Time	Posting Status	Description	ATTORNEY Activity Case Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
357648	TIME			DPL	0.50	175.00	87.50
	5/9/2008			Billable	0.00	T@7	
	Billed	G:73600	6/2/2008	CTF-C./N7668/23892	0.00		
			Review referral from Trust funds on 05/5/08; prepare file; review corporate status and registered agent information for legal process.		0.00		
357649	TIME			DPL	2.00	175.00	350.00
	5/9/2008			Billable	0.00	T@7	
	Billed	G:73600	6/2/2008	CTF-C./N7668/23892	0.00		
			Prepared summons, complaint, appearance forms and civil cover sheet for Trust Funds' claims and compliance matters pursuant to ERISA Sec. 1132, 1145 and T-HA Sec. 301.		0.00		
357685	TIME			CPW	0.00	130.00	39.00
	5/9/2008			Lexis	0.00	A@1	
	Billed	G:73600	6/2/2008	CTF-C./N7668/23892	0.00		
			Search Illinois Secretary of State database for corporate information including registered agent of the corporation for purposes of service; search for related companies; perform asset search of company and principals.		0.00		
357767	TIME			DPL	0.40	175.00	70.00
	5/13/2008			Billable	0.00	T@7	
	Billed	G:73600	6/2/2008	CTF-C./N7668/23892	0.00		
			Review complaint filed at the Federal Court; enter pertinent information (e.g., filing date, case number and assigned judge) into database; review judge's standing order regarding pre-trial litigation, motion practice and status hearing dates; update file/databse regarding same.		0.00		
357768	TIME			DPL	1.00	175.00	175.00
	5/13/2008			Billable	0.00	T@7	
	Billed	G:73600	6/2/2008	CTF-C./N7668/23892	0.00		
			Prepare correspondence to legal process		0.00		

7/10/2008
9:33 AMWHITFIELD, McGANN & KETTERMAN
Slip Listing

Page

2

Slip ID	Dates and Time	Posting Status	Description	ATTORNEY Activity Case Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
			server Scott Forrest Stern & Associates, Inc. regarding service of the summons and complaint on the defendant; prepare correspondence to James Rosemeyer, ERISA Contributions Manager, Chicago District Council of Carpenters' Trust Funds regarding the filing of the complaint; enclose copy of the summons and complaint; docket follow-up dates for service.				
359096	EXP			CPW	1	10.00	10.00
	6/4/2008			\$MISC			
	Billed	G:73805	7/1/2008	CTF-C./N7668/23892			
			Secretary of State Filing Fee				
359358	EXP			CPW	1	350.00	350.00
	6/10/2008			\$DC			
	Billed	G:73805	7/1/2008	CTF-C./N7668/23892			
			FILING FEE (5/12/08)				
359617	TIME			DPL	0.40	175.00	70.00
	6/13/2008			Billable	0.00	T@7	
	Billed	G:73805	7/1/2008	CTF-C./N7668/23892	0.00		
			Review affidavit of compliance for service on Secretary of State under the Illinois Business Corporation Act of 1983; electronically file the proof of service with the clerk of the U.S. Dist. Court for the Northern Dist. of Illinois; send via certified and regular mail to registered agent.		0.00		
359619	TIME			DPL	0.10	175.00	17.50
	6/13/2008			Billable	0.00	T@7	
	Billed	G:73805	7/1/2008	CTF-C./N7668/23892	0.00		
			Prepare correspondence to Trust Fund Manager James T. Rosemeyer and Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding service of the complaint on the Secretary of State.		0.00		
359652	EXP			CPW	1	5.49	5.49
	6/13/2008			\$CERT.			
	Billed	G:73805	7/1/2008	CTF-C./N7668/23892			
			CERTIFIED MAIL				
360299	TIME			DPL	0.50	175.00	87.50
	6/26/2008			Billable	0.00	T@7	
	Billed	G:73805	7/1/2008	CTF-C./N7668/23892	0.00		
			Draft correspondence to James Rosemeyer, ERISA Contributions Manager, Chicago District Council of Carpenters' Trust Funds		0.00		

7/10/2008
9:33 AMWHITFIELD, McGANN & KETTERMAN
Slip Listing

Page

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Slip ID		ATTORNEY	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Case	Est. Time	Bill Status	
Description		Reference	Variance		
requesting a breakdown of all ERISA fringe benefit contributions owed and the accompanying calculation of liquidated damages and interest pursuant to the terms of the trust agreements and Internal Revenue Code.					
360813	TIME	DPL	1.00	175.00	175.00
7/3/2008		Billable	0.00	T@7	
WIP		CTF-C./N7668/23892	0.00		
Prepare affidavit for Trust Fund Manager James T. Rosemeyer in support of the Trust Funds' motion for default judgment; affidavit to support claim for ERISA fringe benefit contributions, and calculation of liquidated damages and interest pursuant to the terms of the trust agreements and Internal Revenue Code; prepare correspondence to Rosemeyer regarding the affidavit and request for execution.			0.00		
361015	TIME	DPL	2.50	175.00	437.50
7/10/2008		Billable	0.00	T@7	
WIP		CTF-C./N7668/23892	0.00		
Review court file to determine if Answer filed; review office file for Answer; confirm Answer due dates; review U.S. District Court web site to verify the date and time that the presiding Judge hears motions; prepare motion for default judgment pursuant to F. Rul. Civ. P. 55 for failure to answer or otherwise plead.			0.00		
361016	TIME	DPL	0.50	175.00	87.50
7/10/2008		Billable	0.00	T@7	
WIP		CTF-C./N7668/23892	0.00		
Prepare a proposed judgment in support of the Trust Funds motion; calculate all amounts owed.			0.00		
Grand Total					
			Billable	9.20	1961.99
			Unbillable	0.00	0.00
			Total	9.20	1961.99

$$8.90 \times \$175.00 = \$1,557.50$$

$$\begin{array}{r} \text{costs} \left\{ \begin{array}{l} + \$350.00 \\ + 10.00 \\ + 5.49 \end{array} \right. \end{array}$$

$$\text{Total} = \$1,922.99$$